CORRECTED PERMIT
AMENDED

ASSIGNED
No. 45123

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office DEC 10 1981

Returned to applicant for correction MAR 8 1982

Corrected application filed APR 30 1982

Map filed APR 30 1982 under 45118

The applicant Frank Paxton & Family

JD Ranch (Street and No. or P.O. Box No.), of Carlin (City or Town),

Nevada 89822 (State and Zip Code No.), hereby make.... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Frank Paxton & Family, a partnership consisting of Franklin T. and Maurine C. Paxton, C. Tad Paxton and Genevieve P. Rawson, partners, and Frank Paxton

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1. The source of the proposed appropriation is Buck Pasture Spring
   (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 0.10 cfs second-feet
   (One second-foot equals 448.83 gals. per min.)
   (a) If stored in reservoir give number of acre-feet

3. The water to be used for Stockwater & Domestic
   (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:
   (a) Irrigation, state number of acres to be irrigated
   (b) Stockwater, state number and kinds of animals to be watered 1,000 head of cattle
   (c) Other use (describe fully under No. 12. "Remarks")
   (d) Power:
      (1) Horsepower developed
      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point NE¼ SW¼ of Section 9, T24N, R49E,
   (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.)
   MDM, at a point from which the SE corner of said Section 9 bears S 56° 18' E 3380 feet

6. Place of use NE¼ SW¼ of Section 9, T24N, R49E, MDM
   (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about January 1 (Month and Day) and end about December 31 (Month and Day), of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) clean and improve the spring site to insure constant flow
   (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

9. Estimated cost of works $1,000.00

10. Estimated time required to construct works 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 3 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Improvements installed or contemplated at this point of diversion will not preclude casual use by wildlife

Please send copies of all correspondence and notices to undersigned agent.

By s/William A. Nisbet Agent
421 Court, Elko, Nevada 89801

Compared dl/cms dl/cms

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0313 cubic feet per second, or sufficient to water 1,000 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before January 19, 2001

Proof of completion of work shall be filed before February 19, 2001

Application of water to beneficial use shall be filed on or before January 19, 2004

Proof of the application of water to beneficial use shall be filed on or before February 19, 2004

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed MAR 19 2001

Proof of beneficial use filed MAY 05 2004

Cultural map filed

Certificate No. 16395 Issued SEP 03 2004

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of February, A.D. 1999

R. Michael Turnipseed P.E.
State Engineer

(O)-2145 (Rev. 9-89)